

**THE COURT NEEDS THE ROOMS.**  
THE QUESTION ABOUT MR. DAVENPORT'S OFFICES.

JUDGE LACOMBE MAY TAKE THEM AND LEAVE BOTH THE SUPERVISOR AND POSTMASTER DAYTON OUT IN THE COLD.

The litigation between Postmaster Dayton and John I. Davenport, Chief Supervisor of Elections, came up before Judge Lacombe in the United States Circuit Court yesterday. The Postmaster was to show upon what grounds he based his right to shut Mr. Davenport out of his rooms in the Postoffice building. United States Commissioner Deuel appeared for Mr. Davenport. He contend that Mr. Davenport had been a Commissioner of the United States Circuit Court for twenty years, and that, as the law creating the office of Chief Supervisor of Elections required him to preserve all his records, an office of the Circuit Court had been interfered with, its records had been violated and its dignity trampled upon.

Postmaster Dayton, who appeared for himself, argued that a court commissionership and the supervisorship were two distinct offices, even if held by the same person; that the rooms were occupied by Mr. Davenport as Chief Supervisor of Elections and not as a court commissioner, and were therefore not under the protection of the court.

Mr. Deuel contended that the Postmaster had gone beyond his instructions from the Treasury Department in acting as he did, and as far as he could learn the Secretary of the Treasury had merely directed the Postmaster to inform Mr. Davenport to vacate the rooms, and had not told him to take forcible possession of them.

Mr. Deuel said that the Postmaster in seizing the records in the Chief Supervisor's room had violated the records of the court.

Postmaster Dayton said that a report of his action in the case had been sent to the Secretary of the Treasury and that it had been approved by him.

Judge Lacombe wanted to know if the rooms which had been occupied by Mr. Davenport were not originally assigned to the use of the Court. In that case he thought that it would be a good idea to take them again for the Court, as there was not enough room at present to accommodate the Circuit Court. The judge decided to go to look at the rooms, and he seemed to think that they should be turned over to the use of the Court.

"If the Court decides to take the rooms, said the Postmaster, 'the Court will be in no position to get money for the rooms, which it will not."

The Court would not reply to this.

Decision was reserved.

New Publications.

HARPER'S MAGAZINE.

OCTOBER.

FROM THE BLACK SEA TO THE PERSIAN GULF BY CARAVAN. I. From Trebizond to Tabriz. By Edwin Lord Weeks. With 13 illustrations by the author.

\*MANIFEST DESTINY." By Carl Schurz.

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THE CHILDHOOD OF JESUS. By Henry van Dyke. With 4 illustrations.

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RIDERS OF SYRIA. By Colonel T. A. Dodge, U. S. A. With 6 illustrations.

HORACE CHASE. A Novel. By Constance Fenimore Woolson. Part X (Conclusion).

ON WITCHCRAFT SUPERSTITION IN NORFOLK. By Charles Roper.

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EDITORIAL DEPARTMENTS.

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For circular containing a list of all colleges whose graduates may be admitted as candidates for a degree, apply to JOHN H. ARNOLD, Librarian of the Law School, Cambridge, Mass.

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REOPENS WEDNESDAY, SEPT. 27TH, 1893.

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